



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/771,284 Confirmation No.: 3238  
Applicant : Richard ASSAKER et al.  
Filed : February 5, 2004  
Title : BONE PLATE ASSEMBLY  
TC/Art Unit : Unknown  
Examiner: : Unknown  
  
Docket No. : 64118.000046  
Customer No. : 21967

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, applicants are submitting herewith copies of the references listed on the attached Form PTO-SB/08A for consideration and to be made of record herein by the U.S. Patent and Trademark Office in the above-captioned application.

On the attached form PTO-SB/08A, PCT Application No. WO 98/52482, which claims priority to DE 19720782A1, contains an English abstract. U.S. patent 6,248,105 claims priority to WO 98/52482.

Consideration of the foregoing plus the prompt return of a copy of the enclosed Form SB/08A with the Examiner's initials in the left column in accordance with MPEP 609 are respectfully requested.

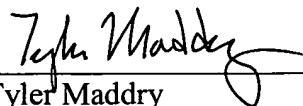
In accordance with 37 C.F.R. § 1.97(b), this Information Disclosure Statement is being submitted before a first Office Action. Therefore, it is respectfully submitted that no fee is required for consideration of this information. However, in the event any fee is deemed necessary, the Commissioner is authorized to charge the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Dated: June 18, 2004

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

|                      |                 |
|----------------------|-----------------|
| Application Number   | 10/771,284      |
| Filing Date          | 02/05/04        |
| First Named Inventor | Richard ASSAKER |
| Art Unit             | Unknown         |
| Confirmation No.     | 3238            |
| Examiner Name        | Unknown         |

|       |   |   |                        |              |
|-------|---|---|------------------------|--------------|
| Sheet | 1 | 1 | Attorney Docket Number | 64118.000046 |
|-------|---|---|------------------------|--------------|

**U.S. PATENT DOCUMENTS**

| *Examiner<br>Initials | Cite<br>No. | DOCUMENT NUMBER<br>Number - Kind Code (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages or<br>Relevant Figures Appear |
|-----------------------|-------------|--|--------------------------------|--|---|
|                       | 1           | 4,957,496  | 09-18-1990                     | Schmidt  |   |
|                       | 2           | 5,129,899  | 07-14-1992                     | Small et al.                                       |   |
|                       | 3           | 5,486,176  | 10-23-2001                     | Bacelli  |   |
|                       | 4           | 5,797,911  | 08-25-1998                     | Sherman et al.                                     |   |
|                       | 5           | 6,248,105  | 06-19-2001                     | Schlapfer et al.                                   |   |
|                       | 6           | 6,306,136  | 01-23-1996                     | Hildebrand et al.                                  |   |

**FOREIGN PATENT DOCUMENTS**

| *Examiner<br>Initial | Cite<br>No. | FOREIGN PATENT DOCUMENT |                                  | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | TRANSLATION |    |
|----------------------|-------------|-------------------------|----------------------------------|--------------------------------|--|---|-------------|----|
|                      |             | Country<br>Code:        | Number - Kind Code<br>(if known) |                                |  |   | YES         | NO |
|                      | 7           | DE                      | 19720782                         | 11-19-1998                     | Schlapfer  |   |             |    |
|                      | 8           | WO                      | 98/52482                         | 11-26-1998                     | Lusuardi   |   |             |    |

**OTHER DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS**

| *Examiner<br>Initials | Cite<br>No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the<br>item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue<br>number(s), publisher, city and/or country where published | TRANSLATION |
|-----------------------|-------------|--|-------------|
|                       | 7           | "Premier™ Anterior Cervical Plate System Surgical Technique," Medtronic Sofamor Danek ©<br>2000.   |             |
|                       | 8           | "Zephir™ Anterior Cervical Plate System Surgical Technique," Medtronic Sofamor Danek ©<br>2000.  |             |

EXAMINER SIGNATURE

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.